GOVERNMENTOF ANDHRA PRADESH

A B S T R A C T

Agriculture & Cooperation Department – V & E cases – Sri S.Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District – Allegations of failure in supervision and lack of devotion noticed in the works of Soil Conservation in Arakuvalley, Visakhapatnam District and misuse & misappropriation of RVP funds - Disciplinary action initiated under A.P.Civil Services (CCA) Rule 1991 - Subsequently retired as Assistant Director of Agriculture (FTC), O/o Deputy Director of Agriculture, Vizianagaram - Imposition of the penalty of "Withholding of 4% of Pension permanently, besides recovery of Rs.55,553.25 paisa from his retirement benefits", under A.P.Revised Pension Rules, 1980 – Orders – Issued.

==========

AGRICULTURE AND CO-OPERATION (VIG.I) DEPARTMENT

G.O.Ms.No.14 **Dated : 08.03.2022**

Read the following:

1. Proceedings No. Vig.II (4)145/04, dt.18.08.2004 of the Commissioner of Agriculture, A.P., Hyderabad.
2. From the Director General (Vig. & Entt.) & Ex-Officio Principal secretary to Government, GAD (V&E) Department, A.P., Hyderabad Letter C.No.1077/V&E/NR.2/2003 (Vigilance Report No. 127), dt.18.11.2004.
3. Proceedings No.Vig.II (4) 396/04, dt.31.03.2005 of the Commissioner of Agriculture, A.P., Hyderabad.
4. G.O.Rt.No.1846, A & C (Vig.I) Dept., dt.21.12.2005.
5. Proceedings No.AI (1) 1444/2004, dt.04.01.2006 of the Commissioner & Director of Agriculture, A.P., Hyderabad.
6. Proceedings No. Vig.II(4)/396/04-1, dt. 11.05.2007 of Commissioner & Director of Agriculture, A.P. Hyderabad
7. Explanation dt.Nill of Sri S.Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District
8. Proceedings No.Vig.II(4)/396/04, dt.28.04.2009 of the Commissioner & Director of Agriculture, A.P. Hyderabad.
9. Proceedings No.Vig.II(4)/396/04, dt. 23.03.2009 of the Commissioner & Director of Agriculture, A.P. Hyderabad.
10. Lr.C.C.No.Addl.D.A.1/E.O/Arakuvalley/2010, Enquiry report dt.06.05.2010, of Addl. Director of Agriculture-I, O/o Commissioner & Director of Agriculture, A.P., Hyderabad.
11. Memo. No. Vig.II(5)/396/04, dt.19.07.2010 of the Commissioner & Director of Agriculture, A.P. Hyderabad.
12. Explanation dt.30.09.2010 of Sri S.Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District.
13. Govt.Memo.No.15612/Vig.I/2004, A&C(Vig.I) Dept., dt.10.02.2016.
14. Explanation dt. 31.05.2016 of Sri S.Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District and subsequently retired as Asst. Director of Agriculture (FTC), O/o Deputy Director of Agriculture ,Vizianagaram.
15. Government Letter No. AGC01-AGRI/89/2020-3, A&C(Vig.I) Dept., dt.23.12.2021.
16. From the Joint Secretary, A.P.Public Service Commission, Vijayawada, Letter No. 20/DC&C/2022, dt. 02.02.2022.

-o0o-

O R D E R:

The Commissioner & Director of Agriculture, A.P., Hyderabad has received complaint with regard to certain irregularities and large scale misappropriation of funds in Soil Conservation work in RVP, Arakuvalley of Visakhapattnam District and accordingly initiated disciplinary action against Sri S.Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District, under A.P.Civil Services (CCA) Rules, 1991 and also issued Articles of Charge against him, in the reference 1st read above, with a direction to submit his Written Statement of Defense (WSD), duly admitting/denying the Charges.

(P.T.O)

2. In the reference 2nd read above, the Vigilane & Enforcement Department has submitted a report regarding misuse & misappropriation of RVP Funds in Soil Conservation Works in Araku valley, Vishakaptnam District and advised the Department to place Sri S.Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District, under suspension, pending disciplinary action and also to initiate action to recover the misappropriated amount besides initiation of disciplinary action for major penalty under A.P.Civil Services (CCA) Rules, 1991, against the said Officer.

3. As per the instructions of the Government, the Commissioner & Director of Agriculture, A.P., Hyderabad has placed Sri S.Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District under suspension, under sub-rule (1) of rule 8 of A.P.Civil Services (CCA) Rules, 1991, in the reference 3rd read above.

4. The Government have revoked the suspension against Sri S. Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District, in the reference 4th read above, pending finalization of the disciplinary action initiated against him and requested the Commissioner & Director of Agriculture, A.P., Hyderabad to post the individual at far off place in non-focal post and accordingly, in the reference 5th read above, the Commissioner & Director of Agriculture, A.P., Hyderabad has posted him as Asst. Director of Agriculture (FTC), O/o Deputy Director of Agriculture Vizianagaram.

5. Basing on the Vigilance & Enforcement Report, the Commissioner and Director of Agriculture, A.P., Hyderabad has issued an additional Articles of Charge against Sri S. Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District, in the reference 6th read above, with a direction to submit his Written Statement of Defense (WSD), duly admitting/denying the Charges.

6. In the reference 7th read above, the Charged Officer Sri S.Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District has submitted his Written Statement of Defense (WSD), duly denying the Charges framed against him. Since the Written Statement of Defense (WSD) is far from convincing, the Commissioner & Director of Agriculture, A.P., Guntur has appointed Sri D.Rushendranath, Additional Director of Agriculture–I, O/o Commissioner & Director of Agriculture, A.P., Hyderabad as the Inquiry Authority, in the reference 9th read above, to inquire in to the Articles of Charge issued against the Charged Officer and also appointed Sri P. Atmaramulu, Deputy Director of Agriculture (N.C.Cell), O/o Commissioner & Director of Agriculture, A.P., Hyderabad, as Presenting Officer, in the reference 8th read above, to present the case before the Inquiry Authority.

7. In the reference 10th read above, Sri D.Rushendranath, Addl. Director of Agriculture –I, O/o Commissioner & Director of Agriculture, A.P., Hyderabad & Inquiry Authority has submitted his report to the Commissioner & Director of Agriculture, A.P., Hyderabad, stating that the Articles of Charge issued against Sri S.Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District are held proved.

8. In the reference 11th read above, the Commissioner of Agriculture, A.P., Hyderabad has communicated a copy of the Inquiry Report to the Charged Officer Sri S. Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District, calling for his explanation, if any, and in the reference 12th read above, the Charged Officer has submitted his explanation duly denying the charges framed against him and requesting to drop further action in the matter.

9. The Government have examined the case, in consultation with the advisory departments and taken a provisional decision to impose the the Penalty of "Withholding of 4% of Pension permanently, besides recovery of Rs.55,553.25 paisa from his retirement benefits" against Sri S.Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District and subsequently retired as Assistant Director of Agriculture (FTC), O/o Deputy Director of Agriculture, Vizianagaram, under rule 9 of A.P. Revised Pension Rules, 1980.

(Contd.p.3)

10. Accordingly, the Government have issued a Notice to the Charged Officer Sri S.Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District and subsequently retired as Assistant Director of Agriculture (FTC), O/o Deputy Director of Agriculture, Vizianagaram, in the reference 13th read above, with a direction to show-cause as to why the Penalty of "Withholding of 4% of Pension permanently, besides recovery of Rs.55,553.25 paisa from his retirement benefits" should not be imposed against him for the Articles of Charge issued against him are held proved and in the reference 14th read above, the Charged Officer has submitted his representation, requesting to drop further action in the matter.

11. The Government have not considered the above representation of the Charged Officer Sri S.Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District and Subsequently retired as Assistant Director of Agriculture (FTC), O/o Deputy Director of Agriculture, Vizianagaram since he has not produced any new material or evidence that has the effect of changing the nature of the case and decided to impose the above said penalty of "Withholding of 4% of Pension permanently, besides recovery of Rs.55,553.25 paisa from his retirement benefits" against him.

12. Accordingly, as per Regulation 17 of A.P.P.S.C. Regulations, 1963, the Government have requested the Secretary, A.P.Public Service Commission, Vijyawada, in the reference 15th read above, to place the above proposed penalty of "Withholding of 4% of Pension permanently, besides recovery of Rs.55,553.25 paisa from his retirement benefits" against the Charged Officer Sri S.Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District and subsequently retired as Assistant Director of Agriculture (FTC), O/o Deputy Director of Agriculture, Vizianagaram, before the Commission and obtain its concurrence and communicate the same to the Government.

13. In the reference 16th read above, the Joint Secretary, A.P.Public Service Commission Vijyawada, has stated that the Commission agrees with the proposal of the Government to impose the penalty "Withholding of 4% of Pension permanently, besides recovery of Rs.55,553.25 paisa from his retirement benefits" against Sri S. Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District and subsequently retired as Assistant Director of Agriculture (FTC), O/o Deputy Director of Agriculture, Vizianagaram and advised accordingly.

14. The Government, after careful examination of the matter, hereby, impose the penalty of "Withholding of 4% of Pension permanently, besides recovery of Rs.55,553.25 paisa from his retirement benefits" against the Charged Officer Sri S. Satyanarayana, the then Agriculture Officer, O/o Asst. Director of Agriculture (SC), RVP, Arakuvalley, Vishakapatnam District and subsequently retired as Assistant Director of Agriculture (FTC), O/o Deputy Director of Agriculture, Vizianagaram, under rule-9 of A.P.Revised Pension Rules,1980 for the Articles of Charge issued against him are held proved.

15. The Commissioner of Agriculture, A.P., Guntur shall take necessary further action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

POONAM MALAKONDAIAH
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To:
Sri S.Satyanarayana, Assistant Director of Agriculture (FTC),
O/o Deputy Director of Agriculture, Vizianagaram (Retd.).
(through the Commissioner of Agriculture, A.P., Guntur)
The Commissioner of Agriculture, A.P., Guntur.

(P.T.O)

Copy to:

The Prl. Accountant General, A.P., Vijayawada.
The Director of Treasuries & Accounts, A.P., Vijayawada.
The District Treasury Officer, Vizianagaram.
The Joint Director of Agriculture, Srikakulam.
The P.S. to Secretary, A.P.P.S.C., Vijayawada.
The P.S. to A.P.Vigilance Commissioner, A.P.V.C.,
Block-5, First Floor, AP Secretariat Buildings, Amaravati at Velagapudi.
Sf/Sc

// FORWARDED BY ORDER//

SECTION OFFICER